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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/780,323 | 02/17/2004 | David Szymanski | INDI 200002US01 | 1107 |
| 27885 | 7590 | 10/28/2011 | EXAMINER | |
| FAY SHARPE LLP 1228 Euclid Avenue, 5th Floor The Halle Building Cleveland, OH 44115 | | | DEXTER, CLARK F | |
| | | ART UNIT | PAPER NUMBER | |
| | | 3724 | | |
| | | MAIL DATE | | DELIVERY MODE |
| | | 10/28/2011 | | PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|------------------|---|---------------------|
| 10/780,323 | 17 February 2004 | SZYMANSKI, DAVID | INDI 200002US01 |

FAY SHARPE LLP
1228 Euclid Avenue, 5th Floor
The Halle Building
Cleveland, OH 44115

EXAMINER

CLARK F. DEXTER

ART UNIT PAPER

3724 013-A

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

This communication addresses the Patent Appeal Center Return form mailed on October 18, 2011.

Regarding item 1 directed to "Grounds of Rejection not consistent with the last office action," it is respectfully submitted that the grounds of rejection are consistent with those made in the last Office action, specifically, the Final rejection mailed on September 10, 2010, with the following exceptions (already described in the Examiner's Answer mailed October 11, 2011):

(a). the rejections under 35 USC 112, 2nd paragraph in paragraph 3 of the subject Final rejection to claim 1, line 4, claim 15, line 4, claim 18, line 3, and claim 19, line 4 have been withdrawn as described in item "a" under the section entitled "Withdrawn Rejections" on page 4 of the subject Examiner's Answer;

(b). the rejection under 35 USC 103 in paragraph 5 of the subject Final rejection over Wright has been withdrawn as generally communicated in item "b" under the section entitled "Withdrawn Rejections" on page 4 of the subject Examiner's Answer;

(c). the rejections under 35 USC 103 in paragraphs 7 and 8 of the subject Final rejection have been modified to eliminate the rejections based on Wright as generally communicated in item "b" under the section entitled "Withdrawn Rejections" on page 4 of the subject Examiner's Answer; and

(d). a new ground of rejection under 35 USC 103 has been added as generally communicated under the section entitled "New Ground(s) of Rejection" on page 4 and as set forth in detail on pages 17-18 of the subject Examiner's Answer.

Regarding item 2 directed to a missing reference, a form PTO-892 is attached hereto with a listing of the newly cited reference to Hawk Precision Components relied upon in the new ground of rejection set forth on page 17 of the subject Examiner's Answer. A copy of this reference is already in the file as it was provided/mailed with the subject Examiner's Answer.

Attachment: Notice of References Cited (PTO-892)

/CLARK F DEXTER/
Primary Examiner, Art Unit 3724